



**DR JESSICA HUDSON**  
Barrister

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## PROFILE

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Jessica accepts briefs in all areas of law, with a particular focus on commercial disputes of all kinds. She has published extensively on equity in trust law, and her expertise and knowledge of that area has been applied towards:

- equity & trusts;
- banking and finance law;
- corporations law;
- commercial and contract law;
- family law;
- charitable and unincorporated associations;
- private wealth and succession law; and
- tax and revenue law.

## ADMISSIONS

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**2024** Barrister

**2009** Solicitor

## QUALIFICATIONS

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Bachelor of Laws (Hons I), Bachelor of Arts, University of New South Wales

*Placed first in Foundations of Law, Evidence, Property & Equity II, and Restitution and Conflict of Laws*

Bachelor of Civil Law (Dist), University of Oxford

*Placed first in Legal History*

*Awarded Full Blue*

Doctor of Philosophy, University of New South Wales

*Awarded Dean's award*

*Shortlisted in the Top 5 PhD in the Australian Legal Research Awards in 2020*

## EXPERIENCE

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<b>Since 2024</b>	Barrister
<b>2014 - 2024</b>	Lecturer, Senior Lecturer, Associate Professor, University of New South Wales
<b>2009 - 2013</b>	Graduate and Solicitor; Public M&A and Dispute Resolution, King & Wood Mallesons
<b>2010</b>	Tipstaff to the Hon. Justice Ward, Supreme Court of New South Wales
<b>2007</b>	Trainee Research Officer, Judicial Commission of New South Wales

## SELECTED MATTERS

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### LED

#### Contested / final hearing

*Kupang Resources Pty Ltd v Commonwealth of Australia* (2020/00106859) – Supreme Court of NSW (final hearing) for plaintiff claiming recovery of misappropriated funds allegedly paid to the Australian Taxation Office as a result of breaches of directors' duties, led by C Withers SC, C Mitchell and D Morris, instructed by Banton Group (addressed orally at the final hearing)

*Xu v Cao & Du Management* (2022/00078620) – Supreme Court of NSW (final hearing) – for plaintiff alleging breach of contract, and repayment of a debt, defending cross-claim based on sham, unconscionability, misleading and deceptive conduct, and estoppel, led by A McInerney SC, instructed by JurisCor Legal (addressed orally at the final hearing)

*Xu v Cao & Du Management* (2022/00078620) – Supreme Court of NSW (final hearing) – application by judgment creditor for equitable execution by way of appointment of receiver to trust assets, led by A McInerney SC, instructed by JurisCor Legal

*Xu v Cao & Du Management* (2022/00078620) – Supreme Court of NSW, application for freezing orders against non-party respondents, led by M Condon SC, instructed by Juris Cor Legal (addressed orally at the hearing)

*Xu v Cao & Du Management* (2022/00078620) – Supreme Court of NSW, application for freezing orders against defendants, led by M Condon SC, D Pritchard SC, instructed by JurisCor Legal

#### Ongoing matters

*Stack v AMP Financial Planning Ltd; VID 489 / 2020* – Federal Court of Australia, for respondents to representative proceeding against financial services licensees, superannuation manager and product issuer in relation to alleged breaches statutory and equitable duties, and knowing receipt in relation to advice and provision of life insurance, led by W Harris KC, S Mirzabegian SC and J Rudd, instructed by King & Wood Mallesons

#### Settled before hearing/judgment

*Binqld Finances Pty Ltd & Ors v Steven Binetter* NSD377/2023 – Federal Court of Australia, for respondent in proceedings alleging knowing assistance in connection with breaches of directors' duties concerning allegations of tax evasion, led by G Rich SC, F Roughley SC, R Jameson, instructed by White & Case

(No SYC8277/2023) – Federal Circuit and Family Court of Australia (Div 2), 3 day final hearing, for respondent wife in financial and property settlement proceedings, led by D Roche SC, instructed by Barkus Doolan Winning

Arbitration / mediation

Jessica is also briefed in various confidential arbitrations and mediations, including briefs led by C Withers SC, A Hochroth SC, R May, instructed by YPOL and Woodrows Law

**UNLED**

*Kjoller A/S v Alexander Forsyth* (2025/353588) – District Court of NSW, security for costs application, instructed by King & Wood Mallesons (ongoing)

*Cao v Tung Chit Real Estate Investment Australia Pty Ltd* (2024/00320302) – Supreme Court of NSW, security for costs application (ongoing), instructed by Juris Cor

*Binqld Finances Pty Ltd & Ors v Steven Binetter* (NSD377/2023) – Federal Court of Australia, set aside subpoena application, instructed by White & Case

*Wedo Media Beta Pty Ltd v Chanlor Pharmaceutical Pty Ltd* (2024/00183911) – District Court of NSW, application for security for costs, instructed by GWH & Associates

*Wang v Yun* (2025/00040368) – Supreme Court of NSW, application to withdraw consent to cross-vesting and application for adjournment of cross-vesting application, instructed by Juris Cor

*Cao v Tung Chit Real Estate Investment Australia Pty Ltd* (2024/00320302) – Supreme Court of NSW, contested directions hearings, instructed by Juris Cor

*Xu v Cao & Du Management* (2022/00078620) – application for short service for appointment of receiver, instructed by Juris Cor

Jessica also appears in contested and uncontested directions hearings and is briefed unled in matters that are pre-commencement, including instructed by King & Wood Mallesons.

**ADVICES**

Confidential advices concerning unincorporated associations, partnerships, private and charitable trusts, agency, corporations, banking and financial services, contract, limitations, family law, cross-vesting, privilege and discovery

**PUBLICATIONS - BOOKS**

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J Hudson, *The Law of Express Trusts: Authority Over Property* (Oxford University Press, forthcoming)

J Hudson, B McFarlane and C Mitchell, *Hayton, Mcfarlane and Mitchell: Text, Cases and Materials on Equity and Trusts*, 15<sup>th</sup> edn (Sweet & Maxwell, 2022)

S Degeling, J Hudson and I Samet (eds), *The Philosophical Foundations of the Law of Express Trusts* (Oxford University Press, 2023)

#### **PUBLICATIONS - JOURNAL ARTICLES (peer reviewed)**

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J Hudson and C Mitchell, 'Standing in Trust Law, the Beneficiary Principle and Juridical Nature of Trustee Duties' (2026) *Law Quarterly Review*, April (forthcoming)

J Hudson, 'The Proper Purpose Rule: Preventing Law's Intentional Abuse' (2025) 99 *Australian Law Journal* pp1-22

J Hudson, 'Trustee Succession and Indemnification' (2024) 98 *Australian Law Journal* pp454-475

J Hudson and C Mitchell, 'Trustee Recoupment: A Power Analysis' (2021) 35 *Trust Law International* pp3-26

J Hudson, 'One Thicket in Fraud on a Power' (2019) 39 *Oxford Journal of Legal Studies* pp577-602

S Degeling and J Hudson, 'Credit Advisers, Consumer Credit and Equitable Fiduciary Obligations' (2019) 47 *Federal Law Review* pp64-90

S Degeling and J Hudson, 'Financial Robots as Instruments of Fiduciary Loyalty' (2018) 40 *Sydney Law Review* pp63-92

J Hudson, 'Equitable Ownership and Restitution of Misapplied Trust Property' (2017) 11(3) *Journal of Equity* pp245-270

J Hudson, 'Who is Equity's Darling? Recipient Trustees as Bona Fide Purchasers' (2017) 81 *Conveyancer and Property Lawyer* pp191-207

J Hudson, 'The Price of Coherence in Estoppels' (2017) 39(1) *Sydney Law Review* pp1-23

J Hudson, 'Certainty in Equitable Estoppels: Questions of Taxonomy, Unification and Coherence' (2016) 10 *Journal of Equity* pp137-153

J Hudson, 'The True Purpose of Estoppel by Representation' (2015) 32 *Journal of Contract Law* pp275-292

S Degeling and J Hudson, 'Equitable Money Remedies Against Financial Advisers Who Give 'Advice About Advice'' (2015) 33 *Company & Securities Law Journal* pp166-175

J Hudson, 'Estoppel by Representation as a Defence to Unjust Enrichment - The Vine has not Withered Yet' (2014) *Restitution Law Review* pp22-34

S Degeling and J Hudson, 'Fiduciary Obligations, Financial Advisers and FOFA' (2014) 32 *Company & Securities Law Journal*, pp527-539

#### **PUBLICATIONS - BOOK CHAPTERS**

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J Hudson and P Ridge, 'Achieving Coherence in Equitable Remedies for Breach of Trust' in S Agnew (et al) (eds) *Law at the Cutting Edge: Difficult Problems and Interesting Solutions: Essays in Honour of Dame Professor Sarah Worthington* (Hart Publishing, 2024) ch 10

J Hudson, 'Justifying Equity's Control of Power: Status and Beyond' in P Miller and J Oberdiek (eds) *Oxford Studies in Private Law, Vol II* (Oxford University Press, 2023) Ch 5

J Hudson, 'Equity's Gloss on Authority' in S Elliott and B Mcfarlane (eds) *Equity Today: ISO Years After the Judicature Reforms* (Hart Publishing, 2023) Ch 2

S Degeling, J Hudson and I Samet, 'Introduction' in S Degeling, J Hudson and I Samet (eds) *The Philosophical Foundations of the Law of Express Trusts* (Oxford University Press, 2023)

J Hudson and C Mitchell, 'Justificanda' in S Degeling, J Hudson and I Samet (eds) *The Philosophical Foundations of the Law of Express Trusts* (Oxford University Press, 2023) Ch r

J Hudson, 'The Dynamics of Equitable Estoppels' in B McDonald, B Chen and J Gordon (eds) *Dynamic and Principled: The Influence of Sir Anthony Mason* (Federation Press, 2022) Ch 20

J Hudson, 'Mere and Other Discretionary Objects in Australia' in Y Liew and M Harding (eds) *Asia-Pacific Trusts Law: Theory and Practice in Context*, (Hart Publishing, 2021) Ch 2

J Hudson and C Mitchell, 'Legal Consequences of the Flawed Exercise of Pension Scheme Powers' in C Mitchell, S Agnew and P Davies (eds), *Pensions: Law, Policy and Practice* (Hart Publishing, 2020), Ch 7

J Hudson, 'Equitable Compensation for Equitable Estoppels' in S Degeling and J Varuhas (eds), *Equitable Compensation and Disgorgement of Profit* (Hart Publishing, 2017) Ch 11

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#### **MEMBERSHIPS**

**2014 - present** Member of the Corporations Committee, Business Law Section of the Law Council of Australia